

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

TRACY DUANE PRYOR, #08749078 §

VS. § CIVIL ACTION NO. 5:04cv260

FEDERAL BUREAU OF PRISONS,
WARDEN DAVID G. JUSTICE, and
DIRECTOR HARLEY G. LAPPEN §

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred the above-entitled and numbered civil action to United States Magistrate Judge Caroline M. Craven. On July 13, 2005, Petitioner filed a motion to extend time to reply to Respondent's Response. On July 21, 2005, Petitioner filed a reply to Respondent's Response, and the Magistrate Judge considered that reply. The Magistrate Judge presented for consideration the Magistrate Judge's Report, containing proposed findings of fact and recommendations for disposition of this case. Petitioner filed objections to the Report.

This Court made a *de novo* review of Petitioner’s objections and determined that they lack merit. This Court finds that the Magistrate Judge’s findings and conclusions are correct, and adopts them as the Court’s findings and conclusions. The Court therefore

ORDERS, ADJUDGES, and DECREES that this action is **DISMISSED WITH**

PREJUDICE;

ORDERS that Petitioner's motion to extend time to reply to Respondent's Response (dkt#6) is **GRANTED**; and

ORDERS that all motions not previously ruled on are denied.

SIGNED this 20th day of September, 2005.

A handwritten signature in black ink, appearing to read "David Folsom", written over a horizontal line.

DAVID FOLSOM
UNITED STATES DISTRICT JUDGE